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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/680,932	10/07/2003	Nigel Evans	PRG-DualHookClamp92002	6020
74162	7590	08/06/2009		
Law Office of Scott C Harris Inc PO Box 1389 Rancho Santa Fe, CA 92067			EXAMINER	
			LE, TAN	
			ART UNIT	PAPER NUMBER
			3632	
			NOTIFICATION DATE	DELIVERY MODE
			08/06/2009	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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DETAILED ACTION

The response received 4/15/09 has been placed in the file and was considered by the examiner. This application contains pending claims numbered 2-14. Claim1 has been canceled. Claims 2-6 were withdrawn.

Amendment to Specification filed 4/15/09 has been entered.

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 7-14 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 7 and 10 are rejected because the recitation of “mounting a plurality of truss mounted lamps in a way such that each of said lamps is controlled to move and alter the direction in which the group of lamps is pointing, where all the lamps are pointing in a common direction” or “controlling the group of lamps to move commonly as though each lamp was mounted as facing in the same direction” for example, is indefinite, (insufficient structure for function to occur or to carry that step method) in that it is merely functional language not supported by recitation in the claims of sufficient structure to warrant the presence of the functional language and/or to carry that step method. Specifically, It is unclear as to what structure is controlled or allowed the lamps

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or group of lamps to move and alter the direction in which the group of lamps is pointing or to move commonly as though each lamp was mounted oriented as facing in the same direction as specified in claims 7 and 10. In addition, it is unclear how Applicant mounts (a) a plurality of truss mounted lamps in a way such that each of said lamps is controlled to move and alter the direction in which the group of lamps is pointing, where all the lamps are pointing in a common direction” and/or (b) controls the group of lamps to move commonly as though each lamp was mounted as facing in the same direction” (claim 1) and (c) controls different lamps in the group of lamps to move commonly based as though each of plurality of lamps was mounted oriented as facing in the same direction (claim 10). One having ordinary skill in the art would have to perform undue experimentation to make/use the claimed features.

Claim 7 recites “the group of claims” (line 5) this limitation lacks antecedent basis.

Allowable Subject Matter

Claims 7-14 are rejected but would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action.

Response to Arguments

Applicant's arguments with respect to amended claims 7 and 10 under the rejection of Garrett et al. have been fully considered and are persuasive. The rejection under 35 USC 103 to Garrett et al. has been withdrawn. However, the claims are still rejected under 112 2nd Paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

. Accordingly, **THIS ACTION IS MADE FINAL**. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tan Le whose telephone number is (571) 272-6818. The examiner can normally be reached on Mon. through Fri. from 9:00 AM-6:00 PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allen J. Shriver can be reached on (571) 272-6689. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Amy J. Sterling/
Primary Examiner, Art Unit 3632
8/3/09

Tan Le
Examiner
Art Unit 3632